## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

SRI INTERNATIONAL, INC., a California Corporation,

Plaintiff and Counterclaim-Defendant,

v.

Civil Action No. 04-CV-1199 (SLR)

INTERNET SECURITY SYSTEMS, INC., a Delaware corporation, INTERNET SECURITY SYSTEMS, INC., a Georgia Corporation, and SYMANTEC CORPORATION, a Delaware corporation,

Defendants and Counterclaim- Plaintiffs.

## **DEFENDANTS' CITATION OF SUBSEQUENT AUTHORITY**

Pursuant to L.R. 7.1.2(b), Defendants Symantec Corp. and Internet Security Systems, Inc. bring to the Court's attention the recently-issued Federal Circuit opinion *Muniaction v. Thomson Corp.*, No. 2007-1485 (Fed. Cir. July 14, 2008), as well as a recent opinion from the Northern District of California, *Comcast Cable Comm. Corp. v. Finistar Corp.*, No. C 06-04206 WHA (N.D. Cal. July 11, 2008). Both are relevant to Defendants' pending summary judgment motion regarding the obviousness of SRI's U.S. Patents Nos. 6,484,203 and 6,711,615.

Dated: July 22, 2008

POTTER ANDERSON & CORROON LLP MORRIS JAMES LLP

/s/ David E. Moore

Richard L. Horwitz (#2246) David E. Moore (#3983) Hercules Plaza, 6th Floor 1313 N. Market Street Wilmington, DE 19899 rhorwitz@potteranderson.com

Tel.: (302) 984-6000

/s/ Richard K. Herrmann

Richard K. Herrmann (#405) Mary B. Matterer (#2696) 500 Delaware Avenue 15<sup>th</sup> Floor Wilmington, DE 19801 rherrmann@morrisjames.com

Tel.: (302) 888-6800

## OF COUNSEL:

Holmes J. Hawkins III Natasha H. Moffitt KING & SPALDING LLP 1180 Peachtree Street Atlanta, GA 30309 Tel: (404) 572-4600

Scott T. Weingaertner KING & SPALDING LLP 1185 Avenue of the Americas New York, New York 10036 Tel: (212) 556-2100

Adam M. Conrad KING & SPALDING LLP One Morrocroft Centre 6805 Morrison Blvd, Suite 200 Charlotte, NC 28211 Tel: (704) 503-2600

## OF COUNSEL:

Lloyd R. Day, Jr.
Robert M. Galvin
Paul S. Grewal
Renee DuBord Brown
DAY, CASEBEER MADRID &
BATCHELDER LLP
20300 Stevens Creek Blvd., Suite 400
Cupertino, CA 95014
Tel: (408) 873-0110

Attorneys for Defendant INTERNET SECURITY SYSTEMS, INC., a Delaware Corporation and INTERNET SECURITY SYSTEMS, INC., a Georgia Corporation Attorneys for Defendant SYMANTEC CORPORATION, a Delaware Corporation